

Remarks

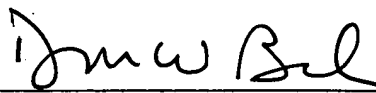
Upon reconsideration, applicant's representative agrees with the Examiner that the indicator of Labrecque shown in Figs. 3 and 4 can be viewed as interacting with the oil contained on the oil side of the floating piston 53. Accordingly, the previously advanced argument to the contrary is hereby withdrawn and an apology is extended to the Examiner for not having initially fully appreciated the Examiner's position.

The claims have been amended to reduce the issues on appeal by cancelling claims 1 and 18-20. This has resulted in a number of the dependent claims being rewritten in independent form. In addition, the dependencies of claims 17, 21 and 22 have been corrected to be consistent with the rejections advanced by the Examiner, with claims 17 and 21 also having been rewritten in independent form. That is, it is believed the Examiner considered claim 17 to depend from claim 15 and claims 21 and 22 to depend from claims 20 and 22, respectively, or otherwise an objection would have been raised in view of the preambles being inconsistent.

In view of the foregoing, entry of the amendments is requested under 37 CFR 41.33 (a).

Respectfully submitted,

RENNER, OTTO, BOISSELLE & SKLAR, LLP

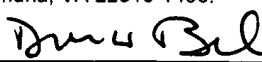
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CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper or thing referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: October 31, 2005


Don W. Bulson

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